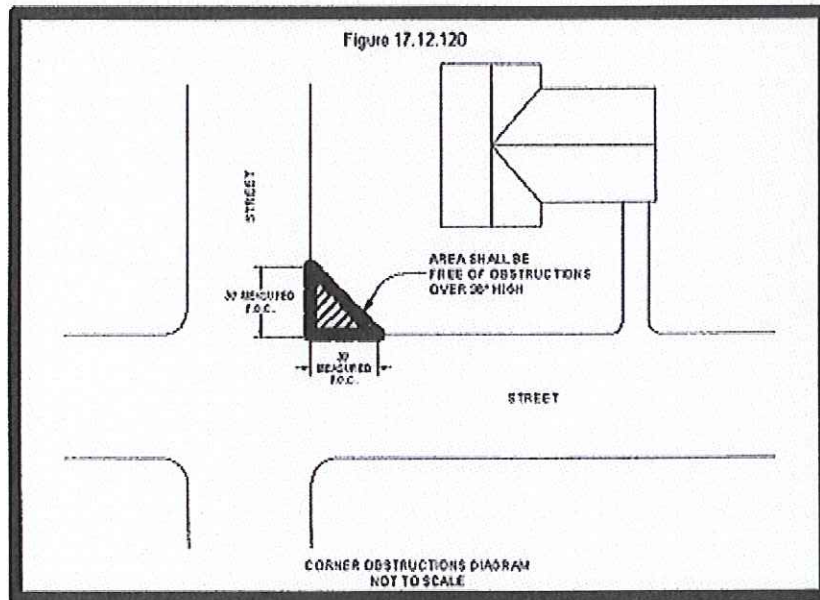


12.32.170 Dangerous trees deemed nuisance when--Remedies.

- A. Any tree growing over a public alley, street or highway, or so located as to extend its branches over a public alley, street or highway, shall be trimmed by the owner of the property on which the tree stands, or his duly authorized agent, so that there shall be a clear height of fifteen feet above the surface of the street, alley or highway, and eight feet above the surface of sidewalks unobstructed by the branches, or so that the tree does not obstruct the light from any streetlight or the view of any intersection. Additionally, such owner or agent shall remove all dead branches and stubs on any tree or trees which have become likely to fall on or across the public highways, streets or alleys of the city.
- B. For purposes of maintaining visibility for traffic at intersections, existing hedges, shrubs or other plant material within ten feet from the face of the curb on a corner lot shall be trimmed and maintained so as not to stand more than thirty-six inches above the level of the sidewalk. On corners where existing embankments, retaining walls or other objects are placed, no plant material shall be planted unless a permit has previously been obtained from the city manager.
- C. If vegetation, on private property, in any way other than as stipulated in this section causes a hindrance to the general public, or in any way endangers the security and usefulness of any public street, highway, alley, sewer or sidewalk, as determined, following an inspection, the same is declared to be a public nuisance. The city manager or his authorized agent shall issue the property owner or his agent a written notice requiring the owner or agent to correct or remove the nuisance within fifteen days. If the owner or agent does not correct the nuisance within the time specified, the city manager or his authorized agent shall cause the same to be corrected or removed. In the event the city corrects or removes the tree, then all costs thereof, including, but not limited to: cost of any contractors and administration; costs and fees as established by the city council; all collection fees, expenses, costs and reasonable attorney's fees incurred by the city, shall be due and owing from the property owner to the city. Such costs, expenses and fees may be collected in any manner prescribed by law.

17.12.120 Fences, walls, hedges, shrubs, trees, accessory buildings and accessory uses. (A portion of this code that addresses corner lots is listed below along with a diagram)

- F. At any corner formed by intersecting streets, it is unlawful to install any fence or wall or set out any hedge, shrubbery, trees, natural growth, accessory building or accessory use, or other obstruction within the triangle formed by the intersection of the curb face of the extended curb lines, as illustrated by Figure 17.12.120 of this section, measured back a distance of thirty feet, with a line drawn to form a right triangle. The foregoing provisions shall not apply to fences, walls, hedges, shrubs, trees and accessory uses of a height of less than thirty-six inches above the sidewalk.



(Ord. 29-05 §§ 1, 3 (part), 2005; Ord. 25-05 § 1, 2005; Ord. 24-01 § 8, 2001; Ord. 26-99 § 1 (part), 1999; Ord. 6-99 §§ 2, 3, 1999; Ord. 20-97 § 2, 1997; Ord. 15-93 (part), 1993; Ord. 5-91 (part), 1991); (Ord. No. 14-09, § 1, 6-16-2009)